

2-8-08

Vol. 73 No. 27

Friday Feb. 8, 2008

Pages 7461–7656



The **FEDERAL REGISTER** (ISSN 0097–6326) is published daily, Monday through Friday, except official holidays, by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, under the Federal Register Act (44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). The Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 is the exclusive distributor of the official edition. Periodicals postage is paid at Washington, DC.

The **FEDERAL REGISTER** provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders, Federal agency documents having general applicability and legal effect, documents required to be published by act of Congress, and other Federal agency documents of public interest.

Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless the issuing agency requests earlier filing. For a list of documents currently on file for public inspection, see www.archives.gov.

The seal of the National Archives and Records Administration authenticates the Federal Register as the official serial publication established under the Federal Register Act. Under 44 U.S.C. 1507, the contents of the Federal Register shall be judicially noticed.

The **Federal Register** is published in paper and on 24x microfiche. It is also available online at no charge as one of the databases on GPO Access, a service of the U.S. Government Printing Office.

The online edition of the **Federal Register** www.gpoaccess.gov/nara, available through GPO Access, is issued under the authority of the Administrative Committee of the Federal Register as the official legal equivalent of the paper and microfiche editions (44 U.S.C. 4101 and 1 CFR 5.10). It is updated by 6 a.m. each day the **Federal Register** is published and includes both text and graphics from Volume 59, Number 1 (January 2, 1994) forward.

For more information about GPO Access, contact the GPO Access User Support Team, call toll free 1-888-293-6498; DC area 202-512-1530; fax at 202-512-1262; or via e-mail at *gpoaccess@gpo.gov*. The Support Team is available between 7:00 a.m. and 9:00 p.m. Eastern Time, Monday–Friday, except official holidays.

The annual subscription price for the Federal Register paper edition is \$749 plus postage, or \$808, plus postage, for a combined Federal Register, Federal Register Index and List of CFR Sections Affected (LSA) subscription; the microfiche edition of the Federal Register including the Federal Register Index and LSA is \$165, plus postage. Six month subscriptions are available for one-half the annual rate. The prevailing postal rates will be applied to orders according to the delivery method requested. The price of a single copy of the daily Federal Register, including postage, is based on the number of pages: \$11 for an issue containing less than 200 pages; \$22 for an issue containing 200 to 400 pages; and \$33 for an issue containing more than 400 pages. Single issues of the microfiche edition may be purchased for \$3 per copy, including postage. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA, MasterCard, American Express, or Discover. Mail to: U.S. Government Printing Office—New Orders, P.O. Box 979050, St. Louis, MO 63197-9000; or call toll free 1-866-512-1800, DC area 202-512-1800; or go to the U.S. Government Online Bookstore site, see bookstore.gpo.gov.

There are no restrictions on the republication of material appearing in the **Federal Register**.

How To Cite This Publication: Use the volume number and the page number. Example: 73 FR 12345.

Postmaster: Send address changes to the Superintendent of Documents, Federal Register, U.S. Government Printing Office, Washington, DC 20402, along with the entire mailing label from the last issue received.

SUBSCRIPTIONS AND COPIES

PUBLIC

Subscriptions:

Paper or fiche 202–512–1800 Assistance with public subscriptions 202–512–1806

General online information 202-512-1530; 1-888-293-6498

Single copies/back copies:

Paper or fiche
Assistance with public single copies
202–512–1800
1–866–512–1800
(Toll-Free)

FEDERAL AGENCIES

Subscriptions:

Paper or fiche 202–741–6005 Assistance with Federal agency subscriptions 202–741–6005

FEDERAL REGISTER WORKSHOP

THE FEDERAL REGISTER: WHAT IT IS AND HOW TO USE IT

FOR: Any person who uses the Federal Register and Code of Federal Regulations.

WHO: Sponsored by the Office of the Federal Register.

WHAT: Free public briefings (approximately 3 hours) to present:

- 1. The regulatory process, with a focus on the Federal Register system and the public's role in the development of regulations.
- 2. The relationship between the Federal Register and Code of Federal Regulations.
- 3. The important elements of typical Federal Register documents.
- 4. An introduction to the finding aids of the FR/CFR system.

WHY: To provide the public with access to information necessary to research Federal agency regulations which directly affect them. There will be no discussion of specific agency regulations.

WHEN: Tuesday, March 18, 2008

9:00 a.m.-Noon

WHERE: Office of the Federal Register

Conference Room, Suite 700 800 North Capitol Street, NW.

Washington, DC 20002

RESERVATIONS: (202) 741-6008



Contents

Federal Register

Vol. 73, No. 27

Friday, February 8, 2008

Agriculture Department

See Animal and Plant Health Inspection Service

See Forest Service

See Grain Inspection, Packers and Stockyards Administration

See Natural Resources Conservation Service

See Rural Business-Cooperative Service

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 7506

Air Force Department

NOTICES

Intent to Grant an Exclusive Patent License, 7534

Animal and Plant Health Inspection Service NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 7506–7507

Antitrust Division

NOTICES

Notice Pursuant to the National Cooperative Research and Production Act of 1993—National Shipbuilding Research Program, 7591–7593

Industry Consortium, Inc.

United States v. Pearson PLC, Pearson Education Inc., Reed Elsevier PLC, Reed Elsevier NV, and Harcourt Assessment Inc., 7593–7607

Army Department

See Engineers Corps

Blind or Severely Disabled, Committee for Purchase From People Who Are

See Committee for Purchase From People Who Are Blind or Severely Disabled

Bonneville Power Administration

NOTICES

2007 Supplemental Wholesale Power Rate Adjustment Proceeding, Public Hearings, and Opportunities for Public Review and Comment, 7539–7555

Census Bureau

NOTICES

Census County Division and Equivalent Entities Program for the 2010 Census; Final Criteria, 7521–7525

Centers for Medicare & Medicaid Services

See Inspector General Office, Health and Human Services Department

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 7560–7562

Children and Families Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 7562–7563

Commerce Department

See Census Bureau

See Economic Analysis Bureau

See Industry and Security Bureau

See International Trade Administration

See National Oceanic and Atmospheric Administration

Committee for Purchase From People Who Are Blind or Severely Disabled

NOTICES

Additions to the Procurement List, 7520 Proposed Additions to and Deletions from the Procurement List, 7520–7521

Defense Department

See Air Force Department See Engineers Corps

Economic Analysis Bureau

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals; Correction, 7525

Education Department

NOTICES

Office of Postsecondary Education:

Fund for the Improvement of Postsecondary Education (FIPSE); Special Focus Competition; Program for North American Mobility in Higher Education, 7535– 7538

Employment and Training Administration NOTICES

Science, Technology, Engineering, and Mathematics (STEM) Opportunities in the Workforce System Initiative:

Solicitation for Grant Applications, 7607–7608

Energy Department

See Bonneville Power Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 7538–7539

Engineers Corps

NOTICES

Intent to Grant Partially Exclusive License of U.S. Patent Application No. 11/82,432 etc., 7535

Environmental Protection Agency

RULES

Approval and Promulgation of Air Quality Implementation Plans:

Maine; Transportation Conformity, 7465-7468

Approval and Promulgation of Implementation Plans and Operating Permits Program:

Kansas, 7468-7472

Inert ingredients:

Denial of Pesticide Petitions, etc., 7472-7475

PROPOSED RULES

Approval and Promulgation of Air Quality Implementation Plans:

Maine; Transportation Conformity, 7504

Approval and Promulgation of Implementation Plans and Operating Permits Program:

Kansas, 7504–7505

NOTICES

Environmental Impact Statement; Notice of Availability, 7555–7556

Environmental Impact Statements and Regulations; Availability of EPA Comments, 7556–7557

Farm Credit Administration

RULES

Disclosure to Investors in System-Wide and Consolidated Bank Debt Obligations of Farm Credit System; Effective Date, 7461

NOTICES

Meetings; Sunshine Act, 7557–7558

Federal Aviation Administration

RULES

Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments, 7461–7463

PROPOSED RULES

Airworthiness Directives:

Boeing Model 727 Airplanes, 7489-7492

Boeing Model 737-100, -200, -200C, -300, -400, and -500 Series Airplanes, 7488–7489

Boeing Model 737 400, 500, 600, 700, 700C, 800, and 900 Series Airplanes, 7492–7494

Boeing Model 737-600, -700, -700C, -800, and -900 Series Airplanes, Equipped with CFM56-7 Engines, 7484– 7485

Boeing Model 747 Airplanes, 7486-7488

Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB 120, 120ER, 120FC, 120QC, and 120RT Airplanes, 7494–7498

NOTICES

Petition for Exemption; Summary of Petition Received, 7625–7626

Policy Regarding Airport Rates and Charges; Extension of Comment Period, 7626–7627

Federal Deposit Insurance Corporation

NOTICES

Meetings; Sunshine Act, 7558

Federal Emergency Management Agency

Changes in Flood Elevation Determinations, 7476–7479 NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 7569–7570

Indiana; Major Disaster and Related Determinations, 7570 Kansas; Major Disaster and Related Determinations, 7570–7571

Federal Reserve System

NOTICES

Formations of, Acquisitions by, and Mergers of Bank Holding Companies, 7558

Meetings:

Consumer Advisory Council, 7558–7559

Federal Trade Commission

NOTICES

Granting of Request for Early Termination of the Waiting Period Under the Premerger Notification Rules, 7559– 7560

Food and Drug Administration

RULES

Revisions to the Requirements Applicable to Blood, Blood Components and Source Plasma; Confirmation of Effective Date and Technical Amendment, 7463–7464

PROPOSED RULES

Devices:

General Hospital and Personal Use Devices; Reclassification of Medical Device Data System, 7498–7503

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 7564

Drug Products Containing Colchicine for Injection; Enforcement Action Dates, 7565–7567 Meetings:

Risk Communication Advisory Committee, 7567–7568

Forest Service

NOTICES

Federal Lands Recreation Enhancement Act, 7507-7508

General Services Administration

RULES

Federal Management Regulation; Change in Consumer Price Index Minimal Value, 7475

Grain Inspection, Packers and Stockyards Administration PROPOSED RULES

Swine Contractors, 7482–7484

Health and Human Services Department

See Centers for Medicare & Medicaid Services See Children and Families Administration

See Food and Drug Administration

See Inspector General Office, Health and Human Services Department

Homeland Security Department

See Federal Emergency Management Agency See U.S. Customs and Border Protection

Housing and Urban Development Department NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 7574–7578

Federal Property Suitable as Facilities to Assist Homeless, 7578–7582

Indian Affairs Bureau

NOTICES

Proclaiming Certain Lands:

Mt. Taylor Property, as an addition to the Pueblo of Laguna Reservation of New Mexico, 7582–7583 Rate Adjustments for Indian Irrigation Projects, 7583–7588

Industry and Security Bureau

NOTICES

Action Affecting Export Privileges: AR-AM Medical Services LLC, 7525–7526

Action Affecting Export Privileges: DMA Med-Chem Corp., 7526–7527

Meetings:

Materials Technical Advisory Committee, 7527

Inspector General Office, Health and Human Services Department

NOTICES

Statement of Organization, Functions, and Delegations of Authority, 7568-7569

Interior Department

See Indian Affairs Bureau See Land Management Bureau

Internal Revenue Service

RULES

Time and Manner for Electing Capital Asset Treatment for Certain Self-Created Musical Works, 7464–7465 PROPOSED RULES

Time and Manner for Electing Capital Asset Treatment for Certain Self-Created Musical Works, 7503-7504 NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 7629-7630

Open Season for Membership to the Electronic Tax Administration Advisory Committee, 7630-7631

Quarterly Publication of Individuals, Who Have Chosen To Expatriate, as Required by Section 6039G, 7631-7633

International Trade Administration

NOTICES

Sulfanilic Acid from Hungary and Portugal; Final Results of Sunset Reviews and Revocation of Orders, 7527–7528

International Trade Commission

NOTICES

Certain Steel Nails From China and the United Arab Emirates, 7590-7591

Justice Department

See Antitrust Division

Labor Department

See Employment and Training Administration See Labor Statistics Bureau See Mine Safety and Health Administration

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 7607

Labor Statistics Bureau

NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 7608-7609

Land Management Bureau

NOTICES

Availability of Draft Environmental Impact Statement: Proposed "M" Pit Mine Expansion, Montana Tunnels Mine, Jefferson County, MT, 7588-7589

Availability of the Final Environmental Impact Statement for the Kane Springs Valley Groundwater Development Project, NV, 7589

Meetings:

Arizona Resource Advisory Council Meeting, 7589-7590

Mine Safety and Health Administration

Mine Rescue Teams, 7636-7655

National Archives and Records Administration NOTICES

Records Schedules; Availability and Request for Comments, 7609-7611

National Highway Traffic Safety Administration NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 7627-7628

National Oceanic and Atmospheric Administration

Atlantic Highly Migratory Species:

Atlantic Bluefin Tuna Fisheries, 7479–7480

Fisheries of the Exclusive Economic Zone Off Alaska:

Atka Mackerel by Vessels in the Amendment 80 Limited Fishery in the Eastern Aleutian District and Bering Sea Subarea of the Bering Sea and Aleutian Islands, 7480-7481

NOTICES

Availability of Grant Funds for Fiscal Year 2008, 7528-7534

Federal Consistency Appeal:

AES Sparrows Point LNG, LLC and Mid-Atlantic Express, L.L.C., 7534

National Science Foundation

NOTICES

Meetings:

Committee on Equal Opportunities in Science and Engineering, 7611

Natural Resources Conservation Service

NOTICES

Proposed Change to Section IV of the Virginia State Technical Guide, 7508

Nuclear Regulatory Commission

NOTICES

Meetings:

Advisory Committee on Nuclear Waste and Materials,

Tennessee Valley Authority; Hearing and Opportunity to Petition for Leave to Intervene on a Combined License for Bellefonte Units 3 and 4, 7611-7613

Personnel Management Office NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 7613-7614

Pipeline and Hazardous Materials Safety Administration **NOTICES**

Recommended Practices for Bulk Loading and Unloading of Hazardous Materials in Transportation, 7628-7629

Rural Business-Cooperative Service NOTICES

Rural Cooperative Development Grant Application Deadlines and Funding Levels, 7508-7514 Small, Minority Producer Grant Program Application Deadlines, 7514-7520

Securities and Exchange Commission NOTICES

Agency Information Collection Activities; Proposals, Submissions, and Approvals, 7614 Self-Regulatory Organizations:

American Stock Exchange LLC, 7614-7616

Philadelphia Stock Exchange, Inc., 7617 Self-Regulatory Organizations; Proposed Rule Changes: Boston Stock Exchange, Inc., 7617–7619 Chicago Board Options Exchange, Inc., 7619–7621 Chicago Stock Exchange, Inc., 7621–7622 Philadelphia Stock Exchange, Inc., 7622–7624

Small Business Administration

NOTICES

Meetings:

National Small Business Development Center Advisory Board, 7624–7625

State Department

NOTICES

Evaluation of the Intergovernmental Panel on Climate Change, 7625

Surface Transportation Board

NOTICES

Trackage Rights Exemption (Modification): Union Pacific Railroad Company, 7634

Transportation Department

See Federal Aviation Administration
See National Highway Traffic Safety Administration
See Pipeline and Hazardous Materials Safety
Administration
See Surface Transportation Board

Treasury Department

See Internal Revenue Service

U.S. Customs and Border Protection

Accreditation and Approval of Amspec Services LLC, as a Commercial Gauger and Laboratory, 7571 Accreditation and Approval of Camin Cargo Control, Inc., as a Commercial Gauger and Laboratory, 7571–7572 Accreditation and Approval of Inspectorate America Corporation, as a Commercial Gauger and Laboratory, 7572

Accreditation and Approval of Intertek USA, Inc., as a Commercial Gauger and Laboratory, 7572 Accreditation and Approval of SGS North America, Inc., as a Commercial Gauger and Laboratory, 7572–7574

Approval of SGS North America, Inc., as a Commercial Gauger, 7574

Veterans Affairs Department

NOTICES

Privacy Act of 1974: Computer Matching Program, 7633–7634

Separate Parts In This Issue

Part II

Labor Department, Mine Safety and Health Administration, 7636–7655

Reader Aids

Consult the Reader Aids section at the end of this issue for phone numbers, online resources, finding aids, reminders, and notice of recently enacted public laws.

To subscribe to the Federal Register Table of Contents LISTSERV electronic mailing list, go to http://listserv.access.gpo.gov and select Online mailing list archives, FEDREGTOC-L, Join or leave the list (or change settings); then follow the instructions.

CFR PARTS AFFECTED IN THIS ISSUE

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

9 CFR	
Proposed Rules:	
201	7482
12 CFR 630	7461
	7401
14 CFR	
97	7461
Proposed Rules:	
39 (6 documents)7484,	7486,
7488, 7489, 7492,	7494
21 CFR	
606	7/63
607	
610	
640	
Proposed Rules:	
880	7/102
	7-50
26 CFR	- 404
1	7464
Dropocod Duloc:	
Proposed Rules:	
1	7503
	7503
130 CFR	
1	7636
1	7636
1	.7636 .7636
1	7636 7636 7468
1	7636 7636 7468 7468
1	7636 7636 7468 7468
1	7636 7636 7468 7468 7472
1	7636 7636 7468 7468 7472 7504
1	7636 7636 7468 7468 7472 7504
1	7636 7636 7468 7468 7472 7504 7504
1	7636 7636 7468 7468 7472 7504 7504
1	7636 7636 7468 7468 7472 7504 7504 7475
1	7636 7636 7468 7468 7472 7504 7504 7475 7476